

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

In re:

Civil Action No. 1:04-cv-00148-GMS

INACOM CORPORATION, *et al.*,

Debtors.

INACOM CORPORATION,

Plaintiff,

Bankr. Case No. 00-02426 (PJW)
Adv. Pro. No. 02-03496 (PJW)

v.

TECH DATA CORPORATION,

Defendant and
Third-Party Plaintiff,

v.

COMPAQ COMPUTER CORP., ITY
CORP., and CUSTOM EDGE, INC.,

Third-Party Defendants.

**DEFENDANT AND THIRD PARTY PLAINTIFF
TECH DATA CORPORATION'S STATEMENT OF NON-OPPOSITION TO
MOTION FOR A SEPARATE TRIAL OF THIRD PARTY CLAIMS BY THIRD
PARTY DEFENDANTS COMPAQ COMPUTER CORP., ITY CORP., AND
CUSTOM EDGE, INC., NOW KNOWN AS HEWLETT-PACKARD COMPANY**

TECH DATA CORPORATION, the defendant and third party plaintiff herein ("Tech Data"), as and for its Statement of Non-Opposition to *Hewlett-Packard Company's The Motion For A Separate Trial Of The Third Party Claims* (filed on July 6, 2005 in the captioned case), respectfully states as follows:

Without stipulating to the factual statements or legal arguments set forth in HP's moving papers, Tech Data does not oppose the relief sought therein. This Statement of

Non-Opposition does not, however, constitute a joinder in HP's Motion. Nor does it constitute a waiver or modification of the relief sought by Tech Data in any other pending Motion.

Dated: July 18, 2005

Respectfully submitted,

HERLIHY, HARKER & KAVANAUGH

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